Figure: 22 TAC §139.35(b)

Classification	Violation	Citation	Suggested Sanctions
Administrative	Failure to return seal imprint and/or portrait	§§133.97(e), (f); 137.31(a)	Reprimand/$250.00
	Failure to report: change of address or employment, or of any criminal convictions	§137.5	Reprimand/$100.00
	Failure to respond to board communications	§137.51(c)	Reprimand/$500.00
	Failure to include "inactive" or "retired" representation with title while in inactive status	§137.13(f)	Reprimand/$250.00
Engineering Misconduct	Gross negligence	§137.55(a), (b)	Revocation/$3,000.00
	Failure to exercise care and diligence in the practice of engineering	§137.55(b), §137.63(b)(6)	1 year suspension/$1500.00
	Incompetence; includes performing work outside area of expertise	§137.59(a), (b)	3 year suspension/$3,000.00
	Misdemeanor or felony conviction without incarceration relating to duties and responsibilities as a professional engineer	§139.43(b)	3 year suspension/$3,000.00
	Felony Conviction with incarceration	§139.43(a)	Revocation/$3,000.00
Licensing	Fraud or deceit in obtaining a license	§1001.452(2), §1001.453	Revocation/$3,000.00
	Retaliation against a reference	§137.63(c)(3)	1 year suspension/$1,500.00
	Enter into a business relationship which is in violation of §137.77(Firm Compliance)	§137.51(d)	1 year suspension/$1,000.00
Ethics Violations	Failure to engage in professional and business activities in an honest and ethical manner	§137.63(a)	2 year suspension/$2,500.00
	Failure to follow TDI qualified windstorm inspection procedures.	§1001.652 and §137.19	Reprimand/$1000.00
	Failure to design a structure associated with windstorm insurance that did not comply with cited windstorm code design criteria.	§§1001.652, 1001.653. and 137.19	1 year suspension / $2000.00 / Roster Removal
	Misrepresentation; issuing oral or written assertions in the practice of engineering that are fraudulent or deceitful.	§137.57(a) and §137.57(b)(1) or (2)	2 year suspension/ $2,500.00
	Misrepresentation; issuing oral or written assertions in the practice of engineering that are misleading	§137.57(a) and §137.57(b)(3)	1 year suspension/$1000.00
	Conflict of interest	§137.57(c), (d)	2 year suspension/$2,500.00
	Inducement to secure specific engineering work or assignment	§137.63(c)(4)	2 year suspension/$2,500.00
	Accept compensation from more than one party for services on the same project	§137.63(c)(5)	2 year suspension/$2,500.00
	Solicit professional employment in any false or misleading advertising	§137.63(c)(6)	1 year suspension/$2,500.00
	Offer or practice engineering while license is expired or inactive	§137.7(a), §137.13(g)	1 year suspension/$500.00
	Failure to act as a faithful agent to their employers or clients	§ 137.63(b)(4)	1 year suspension/$1,500.00
	Reveal confidences and private information	§137.61(a), (b), (c)	Reprimand/$1,500.00
	Attempt to injure the reputation of another	§137.63(c)(2)	1 year suspension/$1,500.00
	Retaliation against a complainant	§137.63(c)(3)	1 year suspension/$1,500.00
	Aiding and abetting unlicensed practice or other assistance	§137.63(b)(3), §137.63(c)(1)	3 year suspension/$3,000.00
	Failure to report violations of others	§137.55(c)	Reprimand/$1,500.00

	Failure to consider societal and environmental impact of actions	§137.55(d)	Reprimand/$1,500.00
	Failure to prevent violation of laws, codes, or ordinances	§137.63(b)(1), (2)	Reprimand/$1,500.00
	Failure to conduct engineering and related business in a manner that is respectful of the client, involved parties and employees	§137.63(b)(5)	1 year suspension/$1,500.00
	Competitive bidding with governmental entity	§137.53	Reprimand/$1,500.00
	Expressing an opinion before a court or other public forum which is contrary to generally accepted scientific and engineering principles without fully disclosing the basis and rationale for such an opinion.	§137.59(c)	2 year suspension/$2,500.00
	Falsifying documentation to demonstrate compliance with CEP	§137.17(p)(2), (3)	2 year suspension/$2,500.00
	Action in another jurisdiction	§ 137.65(a) and (b)	Similar sanction as listed in this table if action had occurred in Texas
Improper use of Seal	Failure to safeguard seal and/or electronic signature.	§137.33(d)	Reprimand/$1,000.00
	Failure to sign, seal, date, or include firm identification on work	§137.33(e), (f), (h), (n), §137.35(a), (b)	Reprimand/$500.00
	Alter work of another	§137.33(i), §137.37(3)	1 year suspension/$1,500.00
	Sealing work not performed or directly supervised by the professional engineer	§ 137.33(b)	Reprimand/$1,000.00
	Practice or affix seal with expired or inactive license	§137.13(h), §137.37(2)	1 year suspension/$500.00
	Practice or affix seal with suspended license	§137.37(2)	Revocation/$3,000.00
	Preprinting of blank forms with engineer seal; use of a decal or other seal replicas	§137.31(e)	1 year suspension/$1,500.00
	Sealing work endangering the public	§137.37(1)	Revocation/$3,000.00
	Work performed by more than one engineer not attributed to each engineer	§137.33(g)	Reprimand/$500.00
	Improper use of standards	§137.33(c)	Reprimand/$500.00

Figure: 22 TAC §139.35(e)

VIOLATION	CITATION	SUGGESTED SANCTION	
		FIRST OCCURRENCE	SECOND OCCURRENCE
Failure to engage a professional engineer in the construction of any public work involving professional engineering	§1001.407(1)	Voluntary Compliance	Notice to Cease & Desist $3000.00
Accepting engineering plans, specifications and estimates that were not prepared by a professional engineer	§1001.402	Voluntary Compliance	Notice to Cease & Desist $3000.00
Failure to ensure that the engineering construction is performed under the direct supervision of a professional engineer	§1001.407(2)	Voluntary Compliance	Notice to Cease & Desist $3000.00